

AMENDED IN SENATE MAY 15, 2006

**SENATE BILL**

**No. 1680**

---

**Introduced by Senator Romero Perata**

February 24, 2006

---

*An act relating to pupil testing; to amend, repeal, and add Section 42238.5 of, and to add Sections 42238.85 and 46305.2 to, the Education Code, relating to school finance.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1680, as amended, **Romero Perata. Pupil testing: California longitudinal pupil achievement data system. School finance: attendance and enrollment.**

*Existing law requires the use of average daily attendance to compute revenue limits and school funding apportionments, as specified.*

*This bill would replace average daily attendance as it is used to compute revenue limits under a specified provision with average monthly enrollment beginning in the 2007–08 fiscal year, as specified. The bill would require the Superintendent of Public Instruction to make a one-time adjustment to the revenue limit per unit of average monthly enrollment of each school district, on July 1, 2007, by revising the prior fiscal year revenue limit per unit of average daily attendance as specified and would require the resulting, adjusted revenue limit be used as the revenue limit for the 2007–08 fiscal year for any purpose for which that revenue limit is needed. This bill would require the Superintendent to compute the average monthly enrollment of each elementary, high school, and unified school district for the 2006–07 school year using the active enrollment of those school districts as reported in a specified provision. The bill also*

would require the Superintendent to compare the 2006–07 average monthly enrollment of each school district with the count of pupils of the district in average daily attendance as computed pursuant to a specified provision for the 2006–07 school year in order to compute a revenue limit conversion factor.

~~Existing law establishes the Standardized Testing and Reporting (STAR) Program under which each school district, charter school, and county office of education is required to administer to each of its pupils in grades 3 and 7 a designated achievement test and a standards-based achievement test, until July 1, 2007, to each of its pupils in grades 2 to 11, inclusive, and, after July 1, 2007, to each of its pupils in grades 3 to 11, inclusive. Existing law requires the Superintendent of Public Instruction to apportion funds appropriated to enable school districts to use the English language development test to identify limited-English-proficient pupils, to determine their level of English language proficiency, and to assess their progress in acquiring the skills of listening, reading, speaking, and writing English. Existing law requires, commencing with the 2003-04 school year and each school year thereafter, each pupil completing grade 12 to successfully pass the high school exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school.~~

~~Existing law also requires the State Department of Education to contract for the development of proposals that will provide for the retention and analysis of longitudinal pupil achievement data on the STAR and English language development tests and the high school exit examination, known as the California longitudinal pupil achievement data system.~~

~~This bill would declare that it is the intent of the Legislature to establish standards for access and use of pupil-level data contained in the California longitudinal pupil achievement data system consistent with state and federal law.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. *It is the intent of the Legislature to streamline*
- 2     *the collection and auditing of basic pupil counts that are used for*
- 3     *the computation of school funding in order to substantially*

1 *reduce administrative costs and redirect the funds saved to*  
2 *instruction and pupil services. To accomplish this, the*  
3 *Legislature intends to commence a multiyear process to*  
4 *transition from the collection and use of average daily*  
5 *attendance to average monthly enrollment.*

6 *SEC. 2. Section 42238.5 of the Education Code is amended to*  
7 *read:*

8 42238.5. (a) For purposes of Section 42238, the fiscal year  
9 average daily attendance shall be computed pursuant to  
10 paragraph (1) or (2).

11 (1) The second principal apportionment regular average daily  
12 attendance for either the current or prior fiscal year, whichever is  
13 greater. However, prior fiscal year average daily attendance shall  
14 be adjusted for any loss or gain of average daily attendance due  
15 to a reorganization or transfer of territory, or, ~~commencing in the~~  
16 ~~1993–94 fiscal year, and each fiscal year thereafter,~~ for any  
17 change in average daily attendance for pupils who are  
18 concurrently enrolled in adult programs and classes pursuant to  
19 Section 52616.17.

20 (2) Any school district that elects to receive funding pursuant  
21 to Article 4 (commencing with Section 42280) shall compute its  
22 units of average daily attendance for purposes of Section 42238  
23 by subtracting the amount determined in subparagraph (B) from  
24 the amount determined in subparagraph (A).

25 (A) The units of average daily attendance computed pursuant  
26 to paragraph (1).

27 (B) The units of average daily attendance resulting from pupils  
28 attending schools funded pursuant to Article 4 (commencing with  
29 Section 42280).

30 (b) For purposes of this article, regular average daily  
31 attendance shall be the base revenue limit average daily  
32 attendance, excluding summer school average daily attendance.

33 (c) For purposes of this section, for the 1998–99 fiscal year  
34 only, the prior year average daily attendance shall be the  
35 1997–98 regular average daily attendance, excluding absences  
36 excused pursuant to subdivision (b) of Section 46010, as that  
37 subdivision read on July 1, 1996.

38 (d) *This section shall become inoperative on July 1, 2007, and*  
39 *as of January 1, 2008, is repealed, unless a later enacted statute*  
40 *that becomes operative on or before January 1, 2008, deletes or*

1 *extends the dates on which it becomes inoperative and is*  
2 *repealed.*

3 *SEC. 3. Section 42238.5 is added to the Education Code, to*  
4 *read:*

5 *42238.5. (a) Commencing with the 2007–08 fiscal year, for*  
6 *purposes of Section 42238, the fiscal year average daily*  
7 *attendance shall be replaced by the fiscal year average monthly*  
8 *enrollment computed pursuant to paragraph (1) or (2).*

9 *(1) The second principal apportionment regular average*  
10 *monthly enrollment for either the current or prior fiscal year,*  
11 *whichever is greater. However prior fiscal year average monthly*  
12 *enrollment shall be adjusted for any loss or gain of average*  
13 *monthly enrollment due to a reorganization or transfer of*  
14 *territory of a school district.*

15 *(2) Any school district that elects to receive funding pursuant*  
16 *to Article 4 (commencing with Section 42280) shall compute its*  
17 *units of average monthly enrollment for purposes of Section*  
18 *42238 by subtracting the amount determined in subparagraph*  
19 *(B) from the amount determined in subparagraph (A).*

20 *(A) The units of average monthly enrollment computed*  
21 *pursuant to paragraph (1).*

22 *(B) The units of average monthly enrollment resulting from*  
23 *pupils attending schools funded pursuant to Article 4*  
24 *(commencing with Section 42280).*

25 *(b) This section shall become operative on July 1, 2007.*

26 *SEC. 4. Section 42238.85 is added to the Education Code, to*  
27 *read:*

28 *42238.85. On July 1, 2007, the Superintendent shall make a*  
29 *one-time adjustment to the revenue limit per unit of average*  
30 *monthly enrollment of each school district by revising the prior*  
31 *fiscal year revenue limit per unit of average daily attendance*  
32 *using the conversion factor developed pursuant to subdivision (b)*  
33 *of Section 46305.2. The resulting, adjusted revenue limit shall be*  
34 *used as the revenue limit for the 2007–08 fiscal year for any*  
35 *purpose for which that revenue limit is needed.*

36 *SEC. 5. Section 46305.2 is added to the Education Code, to*  
37 *read:*

38 *46305.2. (a) The Superintendent shall compute the average*  
39 *monthly enrollment of each elementary, high school, and unified*  
40 *school district for the 2006–07 school year using the active*

1 enrollment of those school districts as reported pursuant to  
2 Section 46305.

3 (b) The Superintendent shall compare the 2006–07 average  
4 monthly enrollment computed pursuant to subdivision (a) for  
5 each school district with the count of pupils of the district in  
6 average daily attendance as computed pursuant to Section  
7 42238.5 for the 2006–07 school year in order to compute a  
8 revenue limit conversion factor.

9 ~~SECTION 1. It is the intent of the Legislature to establish~~  
10 ~~standards for access and use of pupil-level data contained in the~~  
11 ~~California longitudinal pupil achievement data system, which is~~  
12 ~~set forth in Section 60900 of the Education Code, consistent with~~  
13 ~~state and federal law.~~